

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : **10/814785****RECEIVED  
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OCT 16 2006**

Applicant : Mac et al.

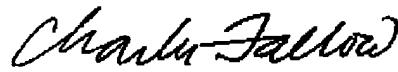
Filing date : April 1, 2004

Title : Method and Apparatus for Treating the Body

TC/A.U. : 3735

Examiner : **Farah**Docket No. : **5351**Customer No. : **26936**

I certify (37 CFR 1.8) that this correspondence is being transmitted on October 16, 2006 by facsimile to the Patent and Trademark Office at 571.273.8300.



Charles W. Fallow

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**ELECTION**

Sir:

In response to the Restriction Requirement dated August 14, Applicant hereby elects, without traverse, to prosecute the invention identified by the examiner as Group IV, namely claims 8 - 20, without prejudice to the filing of a divisional application directed to the nonelected claims.

We believe the election of Group IV obviates the species restriction, which was applicable to Group I but seems inapplicable to the elected claims. Would the examiner kindly contact the undersigned by telephone if this issue remains.

Respectfully submitted,



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Charles W. Fallow  
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